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9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 WILLIE THURMOND and DAVID
12 THOMAS, Individually and on behalf of others
similarly situated,

CASE NO.: 2:15-cv-01066

13 Plaintiffs,

**STATEMENT CONCERNING
REMOVAL**

14 v.

15 PRESIDENTIAL LIMOUSINE,
16 PRESIDENTIAL LIMOUSINE, a Nevada
corporation, and PRESIDENTIAL
17 LIMOUSINE CONCIERGE SERVICE,
INC., and BRENT J. BELL,

18 Defendants.
19

20 Defendants PRESIDENTIAL LIMOUSINE, PRESIDENTIAL LIMOUSINE, a Nevada
21 corporation, PRESIDENTIAL LIMOUSINE CONCIERGE SERVICE, INC. and BRENT BELL
22 (hereinafter collectively referred to as the “Defendants”) hereby submits the following Statement
23 Concerning Removal:

24 1. On or about April 22, 2015, an action was commenced against Defendants, Case
25 No.: A-15-717388-C, Dept. XXV, in the Eighth Judicial District Court, in the County of Clark,
26 State of Nevada.

27 2. Defendants removed this case on the grounds of federal question jurisdiction
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1 pursuant to 28 U.S.C. §§ 1331, 1441, and 1446 as the Complaint asserts claims arising under
2 federal law, specifically the Fair Labor Standards Act, 29 U.S.C. § 201, *et seq.*

3 3. According to the Complaint, Plaintiffs WILLIE THURMOND (“Thurmond”) and
4 DAVID THOMAS (“Thomas”) are Nevada residents. *See* Complaint at ¶¶ 1 and 2.

5 4. Defendants PRESIDENTIAL LIMOUSINE (“PL”), PRESIDENTIAL
6 LIMOUSINE, a Nevada corporation (“PLC”), and PRESIDENTIAL LIMOUSINE CONCIERGE
7 SERVICE, INC. (“PLCS”), are Nevada corporations duly organized and existing under the laws
8 of Nevada with their principal places of business in Nevada.

9 5. Defendant BRENT J. BELL, was at all times relevant herein, an officer for
10 Defendants PL, PLC, and PLCS. *See* Exhibit A at ¶ 6.

11 6. There are no other named defendants to join herein or who are required to consent
12 to this removal.

13 7. The Complaint alleges damages for the named Plaintiffs Thurmond and Thomas,
14 and for similarly situated putative plaintiff class members in an amount equal to unpaid minimum
15 wages and overtime compensation, “kick back” payments, liquidated damages, up to thirty (30)
16 days waiting time penalties, plus interest, costs, and attorneys’ fees. *See* Exhibit A at ¶¶ 33-34,
17 38, 43. In addition, the Complaint seeks all other relief available under the Nevada Constitution,
18 allegedly including injunctive and equitable relief. *Id.* at ¶ 33-34.

19 8. Defendants Notice of Removal was timely filed “within thirty days after the
20 receipt by the defendant, through service or otherwise, of a copy of a pleading, motion, order or
21 other paper from which it may first be ascertained that the case is one which is or has become
22 removable” 28 U.S.C. § 1446(b). Defendants were served with the Complaint and
23 Summonses on May 21, 2015. Defendants are, therefore, within the 30-day deadline to remove.

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1 9. Additionally, the Notice of Removal was timely because it was removed less than
2 one year after the case was commenced in the state court, in accordance with 28 U.S.C. §
3 1446(c)(1).

4 DATED this 5 day of June, 2015.



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CERTIFICATE OF SERVICE

I hereby certify that on the 5th day of June, 2015, I served a true and correct copy of the foregoing **STATEMENT CONCERNING REMOVAL** addressed as follows:

Leon Greenberg, Esq.
Dana Sniegocki, Esq.
LEON GREENBERG PROFESSIONAL CORPORATION
2965 South Jones Blvd., Suite E3
Las Vegas, Nevada 89146

and

Richard Segerblom, Esq.
Law Office of Richard Segerblom, Ltd.
700 S. 3rd Street
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Attorneys for Plaintiffs



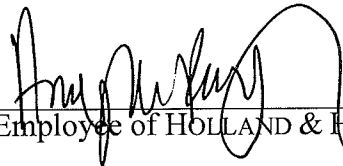
BY MAIL: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day with postage thereon fully prepaid at Las Vegas, Nevada, in the ordinary course of business.



BY ELECTRONIC SERVICE: I served a true copy, with all exhibits, electronically on designated recipients via electronic transmission of said document(s) as provided under Federal Rules of Civil Procedure.



PERSONAL SERVICE: I served by hand delivery a true and correct copy of the document described herein.


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